**FILED** 

## UNITED STATES COURT OF APPEALS

DEC 10 2007

## CATHY A. CATTERSON, CLERK U.S. COURT OF APPEALS

## FOR THE NINTH CIRCUIT

HOWARD YOUNG,

Plaintiff - Appellant,

v.

TRANS UNION, et al.,

Defendants - Appellees.

No. 06-16051

D.C. No. CV--06-00114-MJJ Northern California (San Francisco)

**ORDER** 

Before: LEAVY, THOMAS and BERZON, Circuit Judges.

The memorandum disposition filed on July 16, 2007, is withdrawn. A replacement memorandum disposition will be filed concurrently with this order.

Appellant's motion for publication, petition for rehearing and petition for rehearing en banc are denied as moot.